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Notice of Allowability

Application No.

09/821,640

Examiner

Insun Kang

Applicant(s)

LUEH ET AL.

Art Unit

2193

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 6/26/2007.
2. ☒ The allowed claim(s) is/are 1-15 and 17-24 (renumbered as 1-23).
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☒ Interview Summary (PTO-413),
Paper No./Mail Date 20071003.
7. ☒ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____


MENG-AL T. AN
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2100

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Jaffery (reg. 51,841) on 10/1/2007.

2. The application has been amended as follows:

Per claim 1:

In line 9, "a threshold" has been changed to --a predefined native code space size threshold--

In line 10, after "invocation of the first method or the second method" --wherein the determination whether the native code space exceeds the predefined native code space size threshold is performed by native code size threshold check code inserted into a compilation stub of JVM--has been inserted.

In line 20, after "updating the method table for the first method," --to reference an appropriate symbolic reference to the compilation stub--has been inserted.

Per claim 2:

In line 5, "the threshold" has been changed to --the predefined native code space size threshold--

Per claim 9:

In line 1, “A machine-readable medium” has been changed to –A computer storage medium--.

In line 11, “a threshold” has been changed to –a predefined native code space size threshold--.

In line 12, after “invocation of the first method and the second method” –wherein the determination whether the native code space exceeds the predefined native code space size threshold is performed by native code size threshold check code inserted into a compilation stub of JVM—has been inserted.

In line 22, after “updating the method table for the first method” –to reference an appropriate symbolic reference to the compilation stub—has been inserted.

Per claim 10:

In line 1, “The machine-readable medium” has been changed to –The computer storage medium--.

In line 6, “threshold” has been changed to –predefined native code space size threshold--.

Per claim 11:

In line 1, “The machine-readable medium” has been changed to –The computer storage medium--.

Per claim 12:

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In line 1, “The machine-readable medium” has been changed to –The computer storage medium--.

Per claim 13:

In line 1, “The machine-readable medium” has been changed to –The computer storage medium--.

Per claim 14:

In line 1, “The machine-readable medium” has been changed to –The computer storage medium--.

Per claim 15:

In line 1, “The machine-readable medium” has been changed to –The computer storage medium--.

Per claim 17:

In line 12, “a threshold” has been changed to –a predefined native code space size threshold--.

In line 13, after “to an invocation of the first method and the second method” – wherein the determination whether the native code space exceeds the predefined native code space size threshold is performed by native code size threshold check code inserted into a compilation stub of JVM—has been inserted.

In line 24, after “update the method table for the first method” –to reference an appropriate symbolic reference to the compilation stub—has been inserted.

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Per claim 18:

In line 6, “the threshold” has been changed to –the predefined native code space size threshold--.

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Insun Kang whose telephone number is 571-272-3724. The examiner can normally be reached on M-F 8:30-5 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner’s supervisor, MENG AI AN can be reached on 571-272-3756. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

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